

**REMARKS/ARGUMENTS**

Claim 68-71, 77 and 96-103 are pending. Claims 67, 75 and 95 have been cancelled herein. Claims 68, 96 and 100 have been amended to incorporate elements from the cancelled base claims. Dependencies of certain other claims have been revised for consistency. No claim cancellation or amendment should be construed as an acquiescence in any ground of rejection. Applicants respond to the Examiner's comments using the paragraph numbering of the office action.

4-5. Previous rejections have been withdrawn. Insofar as the Examiner's comments are inconsistent with applicants' previous remarks, applicants respectfully disagree.

6-7. Claims 67, 71 and 77 stand rejected as obvious over Pal in view of Barbas. Claims 75, 95, 99 and 103 are rejected over the same references further in view of Baird. Pal is cited as discussing transcriptional regulation of VEGF by Sp1 and Barbas III is cited as teaching therapeutic uses of zinc finger proteins. Baird is applied as before as discussing up regulation of VEGF in wound healing. However, the Examiner states that claims 68, 69, 70, 96, 97, 98, 100, 101 and 102 are free of the art and would be allowed if rewritten as independent claims.

In response, applicants note disagreement with the rejection for essentially the same reasons discussed in the last response. Although the primary and secondary references relied on are different they suffer from similar deficiencies to those of the references discussed previously (other than the issue of common assignment). Nevertheless, to expedite prosecution applicants have rewritten claims 68, 96 and 100 in independent form including elements of the claims from which they previously depended. All other pending claims now depend from one or other of these claims, and are free of the art for at least the same reasons. Thus, all pending claims should be in condition for allowance.

Appl. No. 09/846,033

PATENT

Amdt. dated November 10, 2004

Reply to Office Action of September 7, 2004

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 650-326-2400.

Respectfully submitted,



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Attachments

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